

Remarks

Reconsideration of the above-identified application in view of the present amendment and remarks is respectfully requested.

By the present Amendment, claims 1, 14, 80, 81, 86, 92 and 98 have been amended and claim 6 has been cancelled. Thus, claims 1-4, 7-10, 14, 16, 17, 80, 81, 84-86, 88, 89, 92-94, 98, 99 and 101-103 are pending.

Claims 89 and 100 were rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. Claim 89 has been amended to obviate the rejection and claim 100 has been cancelled. Accordingly, Applicants respectfully request withdrawal of the 35 U.S.C. § 112, first paragraph, rejection of claim 89.

Claims 4, 14 and 103 were rejected under 35 U.S.C. § 112, second paragraph. Claim 1 has been amended in a manner discussed with the Examiner during the October 7, 2010 interview. Applicants respectfully request that claim 4 is now definite in view of the amendment to claim 1. Claim 14 has been amended to depend from claim 1 and to add the term "nonionic" as suggested by the Examiner in paragraph 10 of the Office Action. Claim 103 is now definite in view of the amendment to claim 1. Accordingly, Applicants respectfully request withdrawal of the 35 U.S.C. § 112, second paragraph, rejection of claims 4, 14 and 103.

Claims 1-4, 6-10, 14, 16-17, 18-81, 84-86, 88-89, 92-94, 98, 100 and 103 were rejected under 35 U.S.C. § 103 as being unpatentable over U.S. Patent No. 6,214,777 to Li et al., hereinafter *Li*. Applicants respectfully traverse this rejection.

Applicants wish to thank the Examiner for the courtesies extended to the Applicant's attorney during the interview on October 7, 2010. Applicants also wish to thank the Examiner for the courtesies extended in drafting the Office Action dated June 22, 2010 wherein the Examiner indicated that claim 99 was allowable in paragraph 14 and proposed allowable claim language for claim 1 in paragraph 15.

Claim 1 has been amended the manner suggested by the Examiner in paragraph 15 of the Office Action except that the lower limit of the ethoxylate has been amended to be "10" rather than "20." This amendment was discussed with the Examiner during the interview. The limitations recited in claim 1 are not disclosed, taught or suggested in the prior art.

Accordingly, Applicants respectfully request withdrawal of the 35 U.S.C. § 103 rejection of claim 1 in view of *Li*.

Claims 2-4, 7-10, 14, 16-17 and 101-103 all depend either directly or indirectly from claim 1 and are therefore allowable for at least the same reasons as claim 1. Moreover, these claims add further limitations that render them separately allowable.

Claim 80 was also rejected under 35 U.S.C. § 103 as being unpatentable in view of *Li*. Applicants respectfully traverse this rejection.

Claim 80 has been amended in a manner similar to the amendments of claim 1. One difference from the amendment of claim 1 is that, as discussed in the interview, the water break free percent has a lower limit of "67" rather than "84." Applicants respectfully submit that claim 80 is allowable for at least similar reasons as claim 1 as well as for their own specific limitations.

Accordingly, Applicants respectfully request withdrawal of the 35 U.S.C. § 103 rejection of claim 80 in view of *Li*.

Claims 81, 84-86, 88-89 and 92-94 all depend from claim 80 and are therefore allowable for at least similar reasons as claim 80. Moreover, these claims add further limitations that render them separately allowable.

Claim 98 was also rejected under 35 U.S.C. § 103 as being unpatentable under *Li*. Applicants respectfully traverse this rejection.

Claim 98 is similar to claim 1 except that the transitional phrase recites "consisting essentially of" rather than "comprising". Accordingly, Applicants respectfully submit that claim 98 is allowable for at least the same reasons as claim 1 as well as for their own specific limitations.

Accordingly, Applicants respectfully request withdrawal of the 35 U.S.C. § 103 rejection of claim 98 in view of *Li*.

Claim 99 has already been indicated as being allowed in paragraph 14 of the Office Action.

Claims 1-4, 7-10, 14, 16-17, 80-81, 84-85, 88-89, 92-94, 98 and 101-103 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,462,697 to Yianakopoulos, hereinafter *Yianakopoulos*. Applicants respectfully traverse this rejection.

Claim 1 has been amended the manner suggested by the Examiner in paragraph 15 of the Office Action except that the lower limit of the ethoxylate has been amended to be "10" rather than "20." This amendment was discussed with the Examiner during the interview. The limitations of claim 1 are not disclosed, taught or suggested in the prior art.

Accordingly, Applicants respectfully request withdrawal of the 35 U.S.C. § 103 rejection of claim 1 in view of *Yianakopoulos*.

Claims 2-4, 7-10, 14, 16-17 and 101-103 all depend either directly or indirectly from claim 1 and are therefore allowable for at least the same reasons as claim 1. Moreover, these claims add further limitations that render them separately allowable.

Claim 80 was also rejected under 35 U.S.C. § 103 as being unpatentable in view of *Yianakopoulos*. Applicants respectfully traverse this rejection.

Claim 80 has been amended in a manner similar to the amendments of claim 1. One difference from the amendment of claim 1 is that, as discussed in the interview, the water break free percent has a lower limit of "67" rather than "84." Applicants respectfully submit that claim 80 is allowable for at least the same reasons as claim 1 as well as for their own specific limitations.

Accordingly, Applicants respectfully request withdrawal of the 35 U.S.C. § 103 rejection of claim 80 in view of *Yianakopoulos*.

Claims 81, 84-86, 88-89 and 92-94 all depend from claim 80 and are therefore allowable for at least similar reasons as claim 80. Moreover, these claims add further limitations that render them separately allowable.

Claim 98 was also rejected under 35 U.S.C. § 103 as being unpatentable under *Yianakopoulos*. Applicants respectfully traverse this rejection.

Claim 98 is similar to claim 1 except that the transitional phrase recites "consisting essentially of" rather than "comprising". Accordingly, Applicants respectfully submit that claim 98 is allowable for at least the same reasons as claim 1 as well as for their own specific limitations. Accordingly, Applicants respectfully request withdrawal of the 35 U.S.C. § 103 rejection of claim 98 in view of *Yianakopoulos*.

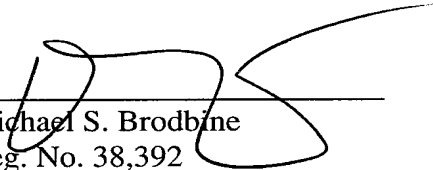
Applicants submit that the claims are in a condition for allowance and respectfully request a notice to that effect. If the Examiner believes that a discussion or a claim amendment of a minor nature would advance the prosecution of this application, the Examiner is highly encouraged to telephone the Applicants' attorney at the number given below.

The one month Petition fee of \$ 130 is being charged to Deposit Account No. 02-3978 via electronic authorization submitted concurrently herewith. The Commissioner is hereby authorized to charge any additional fees or credit any overpayments as a result of the filing of this paper to Deposit Account No. 02-3978.

Respectfully submitted,

ANDREW M. HATCH ET AL.

By



Michael S. Brodbine
Reg. No. 38,392
Attorney for Applicants

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BROOKS KUSHMAN P.C.
1000 Town Center, 22nd Floor
Southfield, MI 48075-1238
Phone: 248-358-4400
Fax: 248-358-3351